IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3272 OF 2006
IN
SUIT NO.568 OF 1993

Punjab National Bank ....Plaintiff
V/s.
Satyapal Singhani & Anr. ....Defendants
And
Sashi S. Singhani & Ors. ....Respondents

Mr.N.K. Kamat for the Plaintiff.

Mr.R.V. Govilkar for Respondent Nos.3 and 4.

CORAM : S.J. VAZIFDAR, J.
DATED : 10TH DECEMBER, 2007.

P.C. :

1. In this Notice of Motion, the Plaintiff, in addition to the reliefs sought against the Defendants also seeks substantial reliefs against the Respondents.

2. In view of what is stated in the affidavit in reply and in view of the fact that further third party rights have been created in favour of the I.C.I.C.I. Bank Ltd, no further reliefs can be granted in this Notice of Motion against the Respondents. However, the Plaintiff is at liberty to adopt appropriate proceedings including for impleading the Respondents

and any other parties and thereafter seeking ad-interim orders against them in respect of the properties allegedly secured in favour of the Plaintiff by the Defendants.

3. The Notice of Motion is made absolute in terms of prayer (b) only as against the Defendants. Liberty to apply for a decree is reserved.

4. Mr.Govilkar states that the word "state" in the first sentence of paragraph 6 of the affidavit in reply is typographical error and that word should actually be "denied."